



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Chris Christie
Governor
Kim Guadagno
Lt. Governor

Robert M. Czech
Chair/Chief Executive Officer

**SUPPLEMENTAL AGENDA OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
AUGUST 15, 2012**

Robert M. Czech, Chairperson
Robert E. Brenner
Thomas J. Perna
Richard E. Williams

SECTION A – HEARING MATTERS**A-14 CHARLES ALLIA**

Charles Allia, Senior Engineer, Monmouth County, Department of Public Works Buildings and Grounds, 30 working day suspension on charges of incompetency, inefficiency or failure to perform duty, neglect of duty, other sufficient cause and violation of County policy regarding employee conduct, work rules and safety. This matter was held over from the August 1, 2012, Civil Services Commission meeting for lack of quorum.

Recommendation of the Administrative Law Judge – Uphold the 30 working day suspension.

ACTION:

SECTION B – MISCELLANEOUS MATTERS**B-52 EARLY SETTLEMENTS**

In the Matter of Benjamin Morris
Department of Children and Families
Release at the end of the working test period

ACTION:

B-53 WILLIAM LANOZA

The appeal of William Lanoza, a Correction Sergeant with New Jersey State Prison, Department of Corrections, of his removal effective November 4, 2011, on charges, was heard by Administrative Law Judge Jeff S. Masin (ALJ), who rendered his initial decision on June 12, 2012. At its meeting on August 1, 2012, the Civil Service Commission did not adopt the ALJ's recommendation to grant the appellant's motion for summary decision. Rather, the Commission ordered that the matter be remanded to the Office of Administrative Law. The proposed decision is now submitted for the Commission's review.

ACTION:

B-54 DANIEL DONNERSTAG

Daniel Donnerstag appeals the denial of disabled veterans preference for the Firefighter (M2549M), Millburn, Firefighter (M2555M), North Hudson, Firefighter (M2573M), Union Township, and Firefighter (M2586M), Hillside, open competitive examinations.

ACTION:

B-55- WILLIE BARNES, ET AL.

Willie Barnes, Pablo Betancourt, Gary Bode, Thomas Brennan, Michael Brogen, Shani Byers, Lillian Childs, Scott Genereaux, Earl Grell, Richard Gross, John Iacobucci, Robert Karpew, Joel Mercado, Andrew Merola, Alexander Piskin-Cobb and Abel Rivera, appeal the promotional examination for Correction Sergeant (PS6436I), Department of Corrections.

ACTION:

B-56 AMENDING JOB BANDING FOR HUMAN RESOURCE COUNSULTANT, PERSONNEL AND LABOR ANALYST, STATE BUDGET SPECIALIST, AND TEST DEVELOPMENT SPECIALIST TITLE SERIES PILOT PROGRAM

The Chairperson, Civil Service Commission (Commission) recommends amending the Pilot Program established by the Commission at its meeting on May 16, 2012 to include the State Budget Specialist 4 title in the broad band established for the State Budget Specialist title series.

ACTION:

B-57 PAID LEAVE BANK DAYS

The Communications Workers of America (CWA), the American Federation of State, County, and Municipal Employees, Council 1 (AFSCME), and Local 195, International Federation of Professional and Technical Engineers (IFPTE), represented by Ira W. Mintz, Esq., petition the Civil Service Commission (Commission) for a stay of the Commission's decision rendered on May 16, 2012 finding that no statutory or regulatory authority exists for Paid Leave Bank (PLB) days within current Civil Service law, but waiving the recoupment of any PLB time used or paid during Fiscal Years 2011 and 2012 and up to December 31, 2012.

ACTION:

B-58 JANET CAPITE

The appeal of Janet Capite, a Cottage Training Technician at Hunterdon Developmental Center, Department of Human Services, of her removal, effective December 2, 2010, on charges, was heard by Administrative Law Judge Ronald W. Reba (ALJ), who rendered his initial decision on June 25, 2012. At its meeting on August 1, 2012, the Civil Service Commission (Commission) did not adopt the ALJ's recommendation to modify the removal to a 90 day suspension. Rather, the Commission upheld the removal. The proposed final decision is now submitted for the Commission's review.

ACTION:**B-59 KENNETH GABURO**

The appeal of Kenneth Gaburo, an Operating Engineer HVAC with South Woods State Prison, Department of Corrections, of his 10 working day suspension, on charges, was heard by Administrative Law Judge Bruce M. Gorman (ALJ), who rendered his initial decision on June 22, 2012 reversing the 10 working day suspension. At its meeting on August 1, 2012, the Civil Service Commission (Commission) did not adopt the ALJ's recommendation. Rather, the Commission ordered that the matter be remanded to the Office of Administrative Law. The proposed final decision is now submitted for the Commission's review.

ACTION:**B-60 SALVATORE GIGLIO**

The appeal of Salvatore Giglio, a County Correction Officer with Monmouth County Sheriff's Department, of his removal, effective January 28, 2011, on charges, was heard by Administrative Law Judge John R. Futey (ALJ), who rendered his initial decision on June 21, 2012. At its meeting on August 1, 2012, the Civil Service Commission (Commission) adopted the ALJ's recommendation to uphold the removal. However, the Commission found it necessary to address the exceptions filed by the appellant. The proposed final decision is now submitted for the Commission's review.

ACTION:

B-61 DAVID T. O'BRIEN

The appeal of David T. O'Brien, a Public Safety Telecommunicator, Monmouth County, of his 10 working day suspension, on charges, was heard by Administrative Law Judge Lisa James-Beavers, who rendered her initial decision on June 18, 2012. At its meeting on August 1, 2012, the Civil Service Commission (Commission) did not adopt the ALJ's recommendation to modify the 10 working day suspension to a one working day suspension. Rather, the Commission upheld the 10 working day suspension. The proposed final decision is now submitted for the Commission's review.

ACTION: